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March 8, 1976

Executive Registry

76-1457

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Director,
Central Intelligence Agency
2430 "E" Street, N. W.
Washington, D. C.

Re: Geraldine Isabella Shamma
a/k/a Geraldine I. Shamma
a/k/a Mrs. Alfred Suarez
a/k/a Geraldine I. Suarez
Code name: "Magdalena"

Gentlemen:

This firm represents Geraldine Isabella Shamma, who is a resident of Hollywood, Florida. Because of her efforts on behalf of the United States, Ms. Shamma suffered the loss of her personal property, and physical injury. We wish to submit a claim on behalf of Ms. Shamma for properties owned by her which were confiscated by the Cuban Government, and for personal injuries resulting from actions by the Cuban Government during her imprisonment. Ms Shamma was imprisoned by the Cuban Government in 1961 and was released in March 1963. We can substantiate her personal property losses in excess of \$500,000 and we feel she is also entitled to a monetary reimbursement for her injuries which resulted in two heart attacks and loss of her hearing.

To summarize her activities on behalf of your agency and the United States, Ms. Shamma has stated to us that she was recruited to act on behalf of the United States Government, soon after the Castro takeover, by Frank Fiorini, a/k/a Frank Sturgis. (Mr. Sturgis' involvement with your agency has been well documented.) Ms. Shamma has indicated to us that she also worked on behalf of the United States pursuant to the orders of Major Robert Van Horn and the Air Force Attache to the American Embassy in Havana - a Colonel Nichols. It is the contention of Ms. Shamma that both Major Van Horn and Colonel Nichols were operatives of your agency. Ms. Shamma related that, acting on

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Director,
Central Intelligence Agency
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behalf of the United States Government, she helped form an anti-Castro underground in Cuba and aided anti-Castro military and political figures out of the country. Basically, this work involved acting as a liason between your agency and various anti-Castro groups on the island and in Miami.

Because of her anti-Castro activities, in November 1960, she was arrested by the Castro led Cuban government and all of the personal property in her 30-room house in Havana, located at 2410 Avenida Primera, Miramar, was confiscated. On December 16, 1960, she was sentenced to 10 years in prison for violating the laws of Cuba because of her counter-revolutionary activities. The judgment of the court, a copy of which is attached hereto, convicted her of counter-revolutionary activities. In addition to her sentence, the judgment ordered the confiscation of all of Ms. Shamma's properties.

It is our opinion that all of the claims of Ms. Shamma can be substantiated by a substantial amount of evidence. We further believe that it is a miscarriage of justice for a person to be recruited to act on behalf of the United States Government and to receive no reimbursement for the damages inflicted on her because of such activities. We would appreciate, for purposes of processing our claim, that you would immediately transmit any and all information you have in your files concerning Ms. Shamma and, further, to communicate with us as to how we may formally submit a claim to your agency on her behalf. Ms. Shamma, because of the aforementioned losses, is in great need of funds for her support and we would appreciate your prompt attention to this matter.

Very truly yours,

GRR:bgc

MYERS, KAPLAN, LEVINSON & KENIN

Enc.

By: *George R. Richards*
George R. Richards

J U D G M E N TCOURT

Havana, December 16, 1960

1st Lt. Mario A. Tagle Babe)	WHEREAS in oral and public
Presiding Judge)	proceedings before the Ordinary
1st Lt. Pelayo Fernandez-Rubio C.)	War Council appointed to render
1st Lt. Ramon Martinez Fernandez)	judgment in case number 561 of 1960
1st Lt. Raul Quintana Sainz)	brought by the Revolutionary Tri-
2nd Lt. Pedro Rodriguez Fonseca)	bunal of the District of Havana
Members)	for "Crime against the powers of the

State", between parties: on the one hand, the Public Prosecutor,

and on the other hand, the defendants Adolfo Rey Perez, Homero Gutierrez Alfonso, Geraldine Shamma, Modesto Mendez Rosales, Walter Hernandez Lau-Sanz, Dominga del Carmen Garcia Travieso, Roberto Valdes Montenegro, Alicia del Busto Trujillo, Pulbio Atila Lanz Cout, Enrique Dieguez Valdivia, Pablo Marquez Miranda, Norberto Moreira Izquierdo, Miguel Hernandez Santos, Pedro Dominguez Gutierrez, Pablo Martiatu Morejon, Ramon Gonzalez Quevedo, Reinaldo Gonzalez Gonzalez, Alberto Vila Mata, Raul Diaz Herrera, Ruben Rivero Rivero, Aldo Goicoechea Garcia, Francisco J. Vernier Vega, Domingo Ravelo Palomino, Ricardo Rodriguez Rego, Hildberto Ortiz Parra, Felix Orestes Prieto Idaboy y Fernando Lopez del Toro, in provisional prison in this cause and defended by doctors: Aramis Taboada Gonzalez, Luis Rosas Guyon, Silvio Gomez de la Masa, Sergio Arce, Cleofa J. Castaño, Jorge Luis Carro Gonzalez and the 1st Lt. (PMR) Felix Gonzalez Denis, the latter acting officially.

WHEREAS IT HAS BEEN ESTABLISHED that the defendants Adolfo Rey Perez, Homero Gutierrez Alfonso, Geraldine Shamma, Modesto Mendez Rosales, Walter Hernandez Lau-Sanz, Domingo del Carmen Travieso, Roberto Valdes Montenegro, Alicia del Busto Trujillo, Pulbio Atila Lanz Cout, Enrique Dieguez Valdivia, Pablo Marquez Miranda, Norberto Moreira Izquierdo, Pedro Dominguez Gutierrez, Pablo Martiatu Morejon, Ramon Gonzalez Quevedo, Reinaldo Gonzalez Gonzalez, Raul Diaz Herrera, Ruben Rivero Rivero, Francisco J. Vernier Vega, Domingo Ravelo Palomino, Ricardo Rodriguez Vega, Idalberto Ortiz Parra, Felix Orestes Prieto Idaboy and Fernando Lopez del Toro conspired with other persons, some of them indicted by default and others whose identity has not been established up to the present, all of them members of counterrevolutionary organizations known as "Milicias Anti-Comunistas Obreras y Campesinas", "Movimiento de Recuperacion Democratica", "Movimiento de Recuperación Revolucionaria", "Organización Occidental Anti-Comunista", "Resistencia Agramonte", "Movimiento Acción Recuperadora", "Frente Democratico Revolucionario", "Movimiento Anti-Comunista Latino Americano", y "Legión Anti-Comunista Cubana" who for some time have been plotting and working toward the promotion of an armed movement to overthrow the Powers of the State through violent means. In the month of November, nineteen hundred and fifty-nine, on the occasion of being in the city of Miami, United States of America, Luis Tacornel Saiz was approached by some individuals, fugitives from Revolutionary Justice engaged in counterrevolutionary activities in that country for the previously expressed purpose, so that upon his return to Cuba, he would establish contract with the defendants and other persons involved in these activities within the National Territory. to the end that all those organizations and others as yet unknown would unite their efforts, forming a block of counterrevolutionary organizations to take charge of the military operations, personal assaults, terrorist attacks, propagation of false rumors, distribution of subversive literature and other related activities toward achieving their proposed goals, which was made known to the authorities by the said

Case No. 561 of 1960

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Tacornal Saiz, who had been designated, jointly with José Vaiga Peña and other agents, to investigate and check the conduct of these individuals and groups and secure their identity.

WHEREAS IT HAS BEEN ESTABLISHED that the aforesaid defendants, once the block of organizations had been formed, held various meetings and interviews in various parts of this Capital, as yet unknown, in which they agreed to undertake activities such as: placing bombs and petards in different parts of this city, assaulting members of the National Revolutionary Militia for their physical elimination, collecting arms and funds, committing acts of sabotage, setting fires in sugar mills and sugar plantations, and other similar activities, designating Homero Gutierrez Alfonso as organizer of the same; Gerladine Shamma to send information to foreign news agencies on the subversive operations carried out, she also making available her domicile in the city of Marianao as a hiding place for individuals of the group who were fleeing the persecution of the authorities and assisting them, through her foreign contacts, to escape from the country; Modesto Mendez Rosales was charged with the organization of resistance in the rural areas; Walter Hernandez Lau-Sanz, with the organization of the action group which proposed to take the Staff of the Revolutionary Armed Forces; Dominga del Carmen Travieso and Fernando Lopez del Toro clandestinely entered the National Territory coming from the city of Miami as delegates of the conspirators in that city to complete the details of the actions to be undertaken; Pulvio Atila Lanz, because he had been a member of the Revolutionary War Marine, was appointed to draw up the plans for the Mariel Naval Academy which was to be taken by the rebels; Pablo Marquez Miranda planned the acts of terrorism; Norberto Moreira Izquierdo to attract adepts among the ex-military of the tyranny; Pablo Martiatu Morejon, Alberto Ramón Gonzalez Quevedo Mena and Reinaldo Gonzalez Gonzalez were charged with the collection of arms and other weapons of war, the latter possessing a forty-five caliber pistol; Ricardo Rodriguez Rego was in charge of preparing bonds to raise funds; that upon the members of these organizations - already constituted into a block - becoming suspicious of the activities of Luis Tacornal and José Veiga Peña, agents who had infiltrated themselves among them, they planned to kill them, which plan was thwarted by the police when they arrested the said individuals.

WHEREAS IT HAS BEEN ESTABLISHED that the defendants set up a depository at Calle 172 number 114, Reparto Flores, in Marianao, which contained, among other things, a machine gun, two San Cristobal carbines, three M-1 carbines, one Smith-Wesson revolver, one Thompson machine gun, 17 magazines for M-1, 1 magazine for MP28 machine gun, 1 magazine for Raising machine gun, 4 for 45-caliber pistols, 30 capsules 30.06, three cartridge pouches and magazine holders for pistols, various cartridge holders and campaign belts, white paper, stencil ink, a mimeograph, pullovers, shirts, boots, portable typewriter, a Thompson machine gun, with four magazines each holding thirty shots, nine magazines for 45 pistol, 120 capsules for 45-caliber pistol, radio equipment, 130 pounds of dynamite, five pistols of various calibers, 400 capsules 45-caliber, a 32-caliber revolver, 8 capsules for the same, various crates of medicine, 6 magazines for M-1, charged; six tubes of nitroglycerine, bonds, photographic cameras and other documents and other equipment for the warlike activities to which the defendants were dedicated.

WHEREAS the Public Prosecutor, in his provisional conclusions, requests the penalty of nine years of imprisonment and special interdiction for an equal period of time and twenty years imprisonment and special interdiction for an equal period of time for the defendants, charging them with a crime "Against the Powers of the State", in accordance with article 148, in relation to 157, clause 3, of the Code of Social Defense, as modified by Law 425 of 1959, and "Infraction of Article 12" of the said Law; that on the same becoming definitive, there was only modification with respect to defendants Miguel Hernandez Santos and Alberto Vila Matos, in whose case the accusation was withdrawn and acquittal requested; that the attorneys for the defense petitioned for the acquittal of their principals.

WHEREAS these facts constitute crimes "Against the Powers of the State", "Disruption" or "Infraction of article 12 of the Law 425 of 1959, in accordance with articles 148, in relation to 157, clause 3, and 469A, all of the Code of Social Defense, as modified by the said Law 425 of July 7, 1959, with the following defendants, being found responsible as the immediate authors thereof: Adolfo Rey Perez, Homero Gutierrez Alfonso, Gerladine Shamma, Modesto Mendez Rosales, Walter Hernandez Lau-Sanz, Dominga del Carmen Garcia Travieso, Roberto Valdes Montenegro, Alicia del Busto Trujillo, Pulvio Atila Lanz-Cout, Enrique Dieguez Valdivia, Pablo Marquez Miranda, Norberto Morera Izquierdo, Pedro Dominguez Gutierrez, Pablo Martiatu Morejon, Ramon Gonzalez Quevedo Mena, Reinaldo Gonzalez Gonzalez, Raul Diaz Herrera, Ruben Rivero Rivero, Francisco J. Vernier Vega, Domingo Ravelo Palomino, Ricardo Rodriguez Vega, Idalberto Otis Parra, Felix Orestes Prieto Idaboy and Fernando Lopez del Toro.

WHEREAS, notwithstanding the intervention of all the aforementioned defendants in the facts which are the subject of this trial, the Court, on adapting the penalty which it has to impose upon them, must do so taking into account the dangerousness, the personality of the accused, their greater or lesser participation and their other personal antecedents.

WHEREAS it has not been conclusively proven in this oral trial that defendants Miguel Hernandez Santos, Alberto Vila Mata and Aldo Coicochea Garcia participated in the facts imputed.

WHEREAS in the processing of this oral trial, each and every one of the rules and regulations of the Code of Procedure in force have been observed in the highest spirit of revolutionary equity and justice.

WE ADJUDGE that we must impose and we do impose upon the defendants: Adolfo Rey Perez, Homero Gutierrez Alfonso, Walter Hernandez Lau-Sanz, Julio Atila Lanz Cout and Fernando Lopez del Toro, a penalty of TWENTY YEARS IMPRISONMENT; upon defendants: Gerladine Shamma, Roberto Valdes Montenegro, Alicia del Busto Trujillo, Pablo Marquez Miranda, Pedro Dominguez Gutierrez, Pablo Martiatu Morejon, Francisco J. Vernier Vega and Ricardo Rodriguez Rego, a penalty of TEN YEARS OF IMPRISONMENT; upon defendants: Modesto Mendez Rosales, Enrique Dieguez Valdivia, Ramon Gonzalez Quevedo Mena, and Reinaldo Gonzalez Gonzalez, a penalty of SIX YEARS IMPRISONMENT; upon the defendants: Norberto Moreira Izquierdo, Raul Diaz Herrera, Ruben Rivero Rivero, Domingo Ravelo Palomino, Idalberto Ortiz Parra and Felix Orestes Prieto Idaboy, a penalty

of THREE YEARS IN PRISON, AND LIKEWISE upon Dominga del Carmen Garcia Travieso a penalty of TEN YEARS IMPRISONMENT, which they will serve in a penal establishment of the State, crediting them with all the time they have spent in preventive custody in this case; as additional penalty, they shall be deprived of their civil rights for the entire period of the principal punishment, and surveillance by the authorities for an equal length of time.

In compliance with the provision of Law 664 of 1959, we decree confiscation of all the properties of the defendants.

The arms and war material seized shall be remitted to the MINFAR Armaments Division, remitting the balance of the articles seized to the Quartermaster General of the Rebel Army.

That likewise we must acquit and do hereby acquit defendants: Miguel Hernandez Santos, Alberto Vila Mata and Aldo Goicochea Garcia, and decree their immediate release in this case.

Notify the parties and remit copy of this judgment to the Judicial Department of MINFAR, the Department of Information G-2, the Execution of Resolutions Division of the Department of Recuperation of Misappropriation of the Ministry of the Treasury, and to the Personnel Division of MINFAR, for their respective effects.

And this is our judgment, which we pronounce, order and sign.

1st Lt. Mario A. Tagle Babe
President

1st Lt. Pelayo Fernandez-Rubio Cardoso, 1st Lt. Raul Quintana Sainz,
Member Member

1st Lt. Ramon Martinez Fernandez, 2nd Lt. Pedro Rodriguez Fonseca, Member
Member

I, Olga Hold, having a good knowledge of Spanish and English, certify the foregoing to be a correct translation of the original document in Spanish to the best of my understanding and belief.

Olga Hold
Translator, Notary Public

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE
MY COM. EXPIRES 12-31-1972

UNCLASSIFIED	CONFIDENTIAL	SECRET
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EXECUTIVE SECRETARIAT

Routing Slip

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Remarks:

Executive Secretary